

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Appropriations.

HB22-1217 be amended as follows:

1 Amend the Judiciary Committee Report, dated February 22, 2022, page  
2 1, line 4, strike "(9)(d.5)" and substitute "(8) introductory portion,  
3 (8)(a.5), (11), and (12)".

4 Page 1 of the report, strike lines 5 through 15 and substitute:

5 **"18-13-111. Purchases of commodity metals - violations -**  
6 **commodity metals theft task force - creation - composition - reports**  
7 **- legislative declaration - definitions - repeal.** (8) ~~For the purposes of~~  
8 AS USED IN this section, unless the context otherwise requires:

9 (a.5) "APPLICABLE FACILITY" MEANS DEALERS, OWNERS, KEEPERS,  
10 OR PROPRIETORS OF A JUNK SHOP, JUNK STORE, SALVAGE YARD, OR OTHER  
11 SECONDHAND PROPERTY.

12 (11) (a) THE COLORADO STATE PATROL SHALL DEVELOP AN  
13 ASSESSMENT REPORT FOR APPLICABLE FACILITIES TO IDENTIFY THE LEVEL  
14 OF CONFORMANCE WITH THE PROVISIONS OF SUBSECTIONS (1) TO (4) OF  
15 THIS SECTION.

16 (b) ON OR BEFORE JULY 1, 2023, AND EACH JULY 1 THEREAFTER,  
17 THE COLORADO STATE PATROL SHALL DISTRIBUTE AND MAKE AVAILABLE  
18 AN ASSESSMENT REPORT FOR ALL APPLICABLE FACILITIES. THE  
19 ASSESSMENT REPORT MUST ENCOURAGE VOLUNTARY COMPLIANCE AND  
20 PROVIDE EDUCATION TO APPLICABLE FACILITIES ON THE REQUIREMENTS  
21 OF THIS SECTION. IF AN APPLICABLE FACILITY DOES NOT COMPLY WITH THE  
22 ASSESSMENT REPORTING REQUIREMENTS DESCRIBED IN THIS SECTION, THE  
23 COLORADO STATE PATROL MAY PROMPT A LAW ENFORCEMENT  
24 INSPECTION. THE ASSESSMENT REPORT MUST INCLUDE, AT A MINIMUM:

25 (I) APPLICABLE FACILITY INFORMATION, SUCH AS THE TYPE OF  
26 FACILITY, NAME, PHYSICAL ADDRESS, MAILING ADDRESS, BUSINESS  
27 CONTACT NAME, AND CONTACT INFORMATION;

28 (II) PURCHASES OF COMMODITY METALS INFORMATION, TO  
29 INCLUDE THE TYPE OF BOOK OR REGISTER USED, FORMS OF SELLER  
30 IDENTITY VERIFICATION, SELLER DOCUMENTATION USED IN THE BOOK OR  
31 REGISTER, WHETHER THE BOOK OR REGISTER PROVIDES FOR THE DATE AND  
32 PLACE OF PURCHASE, DESCRIPTION AND QUANTITY AND AVAILABILITY OR  
33 ACTUAL INSPECTION BY A PEACE OFFICER; AND

34 (III) APPLICABLE FACILITY RECORDING OF COMMODITY METAL  
35 TRANSACTIONS, TO INCLUDE THE TYPE OF METAL COMMODITY  
36 TRANSACTION, USE OF AND EMPLOYEE TRAINING ON THE SCRAP THEFT  
37 ALERT SYSTEM, MAINTENANCE OF SCRAP THEFT ALERTS, PAYMENT FORMS  
38 TO SELLER, AND FORM OF RECORDS KEPT, INCLUDING DIGITAL,  
39 PHOTOGRAPHIC, VIDEO, OR OTHER RECORDS;

1 (c) ON OR BEFORE AUGUST 1, 2023, AND EACH AUGUST 1  
2 THEREAFTER, EVERY APPLICABLE FACILITY SHALL COMPLETE AND SUBMIT  
3 THE ASSESSMENT REPORT TO THE COLORADO STATE PATROL.  
4 (d) ON OR BEFORE DECEMBER 1, 2023, AND EACH DECEMBER 1  
5 THEREAFTER, THE COLORADO STATE PATROL SHALL PROVIDE A SUMMARY  
6 OF THE ASSESSMENT REPORTS TO THE TASK FORCE AND THE TASK FORCE  
7 SHALL CONSIDER THE REPORT AT A MEETING REQUIRED BY SUBSECTION  
8 (9)(c) OF THIS SECTION.  
9 (12) (a) THE COLORADO STATE PATROL SHALL DEVELOP AN  
10 INSPECTION FORM FOR USE BY STATE, COUNTY, AND LOCAL AUTHORITIES  
11 TO USE WHEN INSPECTING APPLICABLE FACILITIES TO PROVIDE STATEWIDE  
12 DOCUMENTATION, CONSISTENT WITH THE PROVISIONS IN SUBSECTIONS (1)  
13 TO (4) OF THIS SECTION. THE INSPECTION FORM MUST INCLUDE ELEMENTS  
14 CONTAINED IN THE ASSESSMENT REPORT, BUT MAY FURTHER PROVIDE  
15 INFORMATION TO BE USED IN CRIMINAL INVESTIGATIONS.  
16 (b) THE COLORADO STATE PATROL SHALL PROVIDE STANDARDIZED  
17 TRAINING FOR USE BY LAW ENFORCEMENT AGENCIES IN CONDUCTING  
18 INSPECTIONS. THIS TRAINING MAY BE IN PERSON, VIA VIDEO, OR USING A  
19 WRITTEN MANUAL.  
20 (c) UPON COMPLETION OF A LAW ENFORCEMENT INSPECTION, THE  
21 LAW ENFORCEMENT AGENCY SHALL SUBMIT A COPY OF THE INSPECTION  
22 FORM TO THE COLORADO STATE PATROL WITHIN TWO WEEKS AFTER  
23 COMPLETING THE INSPECTION.  
24 (d) THE COLORADO STATE PATROL SHALL PROVIDE A SUMMARY  
25 REPORT OF ALL STATEWIDE INSPECTIONS TO THE TASK FORCE AND THE  
26 TASK FORCE SHALL CONSIDER THE REPORT AT A MEETING REQUIRED BY  
27 SUBSECTION (9)(c) OF THIS SECTION.

28 Page 4, line 7, strike "AND".

29 Page 4, strike line 9 and substitute "RECIPIENTS; AND".

30 Page 4, after line 25 insert:

31 "(c) TO ENSURE FULL BENEFITS AND ACCESS, THE DEPARTMENT  
32 SHALL MAKE GRANTS ON A CRITERIA-BASED APPORTIONMENT BASIS TO  
33 TARGETED INITIATIVES, INCLUDING TWENTY PERCENT TO VICTIMS,  
34 TWENTY PERCENT TO PREVENTION, TWENTY-FIVE PERCENT TO BUSINESS  
35 IMPACTS, TWENTY-FIVE PERCENT TO ENFORCEMENT AND THE REMAINING  
36 TEN PERCENT FOR ADMINISTRATIVE COSTS. THESE APPORTIONMENTS MAY  
37 BE SUBJECT TO MODIFICATION BASED ON THE LIMITED NUMBER OF  
38 APPLICANTS OR QUALIFIED OR APPROVED APPLICATIONS IN SPECIFIC  
39 INITIATIVES.".

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